

ALLEGED SHIPMENT: On or about December 5, 1952, from Eldorado Springs, Mo., by and on behalf of J. C. Gage.

PRODUCT: 1 *Radiant Ozone Generator* at Milwaukee, Wis., together with a set of mimeographed direction sheets, a mimeographed sheet headed "Color," a number of mimeographed sheets of testimonials, and a mimeographed copy of an affidavit, dated November 27, 1947, and signed by J. C. Gage, referring to the testimonials.

The device consisted essentially of a series of tubes, which were similar to neon tubes, with connections for attachment to a source of electric current.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements on the above-mentioned mimeographed sheets and on the mimeographed copy of the affidavit accompanying the device were false and misleading. The statements represented and suggested that the device would give one health and strength and help one to get well, and that it constituted an adequate and effective means for the treatment of varicose veins, weakened, rundown condition, arthritis, sciatic rheumatism, cataract, headache, kidney trouble, asthma, anemia, colitis, sinus trouble, weak and nervous condition, hay fever, neuritis, chronic constipation, bronchial trouble, throat trouble, liver trouble, bruise, diabetes, low blood pressure, cold, cramps in the legs, stomach trouble, gland trouble, bloat, flu, pernicious anemia, appendicitis, impure blood, poor circulation, high blood pressure, enlarged heart, pleurisy, angina pectoris, pneumonia, sprains, neuralgia, blood clots, paralysis, catarrh of the nose and throat, sore throat, cuts, sores, backache, ear ailment, crippled knee, chickenpox, eczema, wen, loss of voice, broken ankle, piles, boil, poison oak, diphtheria, mumps, whooping cough, blood disorders, cancer, ulcers, tuberculosis, mastoid trouble, earache, heart trouble, prostate gland trouble, and "all diseases known to suffering humanity." The device was not capable of fulfilling the promises of benefit made for it, and it did not constitute an adequate and effective means of treating the conditions stated and implied.

DISPOSITION: May 7, 1953. Default decree of condemnation and destruction. On May 11, 1953, the decree was amended to provide for the delivery of the device and the accompanying literature, to the Food and Drug Administration.

DRUGS ACTIONABLE BECAUSE OF FAILURE TO COMPLY WITH PACKAGING REQUIREMENTS OF AN OFFICIAL COMPENDIUM

4059. Misbranding of citrate of magnesia. U. S. v. 14 Cases * * *. (F. D. C. No. 34619. Sample No. 66998-L.)

LABEL FILED: January 21, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about July 8, 1952, by the Philadelphia Magnesia Co., from Philadelphia, Pa.

PRODUCT: 14 cases, each containing 24 11½-ounce bottles, of *citrate of magnesia* at Camden, N. J.

LABEL, IN PART: (Bottle) "Penn Brand Pasteurized Effervescent Solution of Citrate of Magnesia U. S. P."

NATURE OF CHARGE: Misbranding, Section 502 (g), the article purported to be and was represented as "Magnesium Citrate Solution," a drug, the name of which is recognized in the United States Pharmacopeia, an official compendium, and it was not labeled as prescribed therein since it contained benzoic acid, a preservative, and the presence and proportion of such preservative was not plainly stated on the label, as required by the compendium.

DISPOSITION: March 20, 1953. Default decree of condemnation. The court ordered that the product be delivered to local hospitals.

4060. Misbranding of first aid kits. U. S. v. 420 Kits * * *. (F. D. C. No. 34076. Sample No. 14043-L.)

LABEL FILED: October 2, 1952, District of Colorado.

ALLEGED SHIPMENT: On or about August 4, 1952, by A. E. Halperin Co., Inc., from Boston, Mass.

PRODUCT: 420 *first aid kits* at Remaco, Colo. Examination showed that in most units the glassine paper wrappers of the bandage compress component was not intact but was torn or split open exposing the compress to the air.

LABEL, IN PART: "First Aid Kit A. E. Halperin Co. Inc."

NATURE OF CHARGE: Misbranding Section 502 (g), the bandage compress component purported to be "Sterile Absorbent Gauze," an article recognized in the United States Pharmacopeia, but was not packaged as required by that compendium since it was not so packed that the sterility of the unit was maintained until the package was opened for use.

DISPOSITION: January 19, 1953. A. E. Halperin Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond, conditioned that it be sterilized and repackaged under the supervision of the Food and Drug Administration.

INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 4041 TO 4060

PRODUCTS

	N. J. No.		N. J. No.
Alcohol, isopropyl, rubbing compound.....	4051	Epilepsy, remedy for.....	¹ 4045
Amphetamine, dextro-, sulfate tablets.....	4042, 4044	Estrogenic substance, conjugated.....	4049
Androgenic substance.....	4044	First aid kits.....	4060
Ar-Rhitis Capsulets.....	4054	Glandular products.....	² 4047
Arthritis, remedies for. <i>See</i> Rheumatism, remedies for.		Gout, remedies for. <i>See</i> Rheumatism, remedies for.	
Bursitis, remedies for. <i>See</i> Rheumatism, remedies for.		Isopropyl alcohol rubbing compound.....	4051
Cal-Sal tablets.....	4053	Kon-trol-R.....	4055
Cancer, remedy for.....	4041	Laxative without required warning statements.....	4041
Citrate of magnesia.....	4059	Lipitrons capsules.....	4048
Conjugated estrogen tablets.....	4049	Lumbago, remedies for. <i>See</i> Rheumatism, remedies for.	
Derma-Cura medicated skin cleanser.....	4056	Magnesia, citrate of.....	4059
Devices.....	4052, 4057, 4058	Mannitol hexanitrate and phenobarbital, tablets containing a mixture of.....	4044
Dextro-amphetamine sulfate tablets.....	4042, 4044	Methyltestosterone tablets.....	4044
Diabetes, remedy for.....	4041	Muscle-Rub.....	¹ 4046
Douche powder.....	4041		

¹ (4045, 4046) Injunction issued.

² (4047) Seizure contested. Contains findings of fact and conclusions of law.